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REFUND

Atty. Ref. KNK-3.2.001/3705

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09-21-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Kerry McLellan, et al.

Examiner: Not Yet Assigned

Serial No.: 09/864,632

Art Unit: 2161

Filed: 05/23/2001

For: METHOD AND APPARATUS FOR DISTRIBUTING PARCELS

CERTIFICATE OF MAILING

I hereby certify that this paper and every paper referred to therein as being enclosed is being deposited with the U.S. Postal Service as first class mail, postage prepaid, in an envelope addressed to: Box, Patent Application/Refund, Commissioner for Patents, Washington, DC 20231, on August 22, 2001

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Rosemarie Medina
Rosemarie Medina

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Assistant Commissioner for Patents
US Patent & Trademark Office
Washington, DC 20231

REQUEST FOR REFUND UNDER 37 CFR 1.26 and 1.28

Sir:

Applicant, hereby respectfully requests a refund of a portion of the filing fee in accordance with 37 CFR 1.28. Applicant erroneously paid the Large Entity fees at the time of filing. Applicant is a small entity. A written assertion of Small Entity Status accompanies this Request.

Thus, applicant requests a refund of:

Basic Filing Fee:	\$355.00
Claims in excess of 20:	\$153.00
<u>Independent claims in excess of 3:</u>	<u>\$ 80.00</u>
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The Commissioner is hereby authorized to charge additional fees or credit any overpayment associated with this communication to Deposit Account No. 03-2317.

Dated: August 22, 2001

Respectfully Submitted,

A handwritten signature in dark ink, appearing to read "Richard M. Lehrer", written over a horizontal line.

Richard M. Lehrer

Reg. No. 38, 536

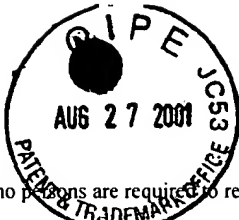
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	2001 SEP 09/864,632
	Filing Date	May 23, 2001
	First Named Inventor	Kerry McLELLAN
	Group Art Unit	2161
	Examiner Name	To be assigned
Total Number of Pages in this Submission [4]	Attorney Docket Number	KNK-3.2.001/3705

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form (duplicate)	<input type="checkbox"/> Assignment Papers (for an application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Response	<input type="checkbox"/> Abstract	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input checked="" type="checkbox"/> Statement Claiming Small Entity	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/>	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Additional Enclosure(s) (Please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	1. Acknowledgment Postcard
<input type="checkbox"/> Information Disclosure Statement -	<input type="checkbox"/> Small Entity Statement	
<input type="checkbox"/> Document(s)	<input checked="" type="checkbox"/> Request for Refund	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	[REMARKS]	
<input type="checkbox"/> Response to Missing Parts Under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name	Richard M. Lehrer (USPTO Reg. No. 38,536) COBRIN & GITTES
Signature	
Date	August 22, 2001

CERTIFICATE OF MAILING

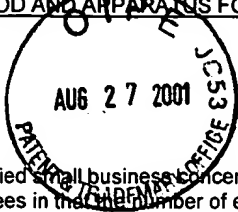
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Typed or printed name	Rosemarie Medina	
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Applicant or Patentee: Kerry McLellan
Serial or Patent No.: 09/864,632
Filed or Issued: 05/23/2001
For: METHOD AND APPARATUS FOR DISTRIBUTING PARCELS

Attorney
Docket No.: KNK-3.2.001/3705

#4



**STATEMENT CLAIMING SMALL ENTITY STATUS
(37 CFR 1.27 (c)) -- SMALL BUSINESS CONCERN**

The above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18 and in 37 CFR 1.27(a), for purposes of paying reduced fees in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

Rights under contract of law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled METHOD AND APPARATUS FOR DISTRIBUTING PARCELS
by inventor(s) Kerry McLellan
described in

[] the specification filed herewith
[X] application serial no. 09/864,632, filed 05/23/2001
[] patent no. _____, issued _____

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Richard M. Lehrer, Reg. No. 38,536

TITLE OF PERSON OTHER THAN OWNER Patent Attorney of Record

ADDRESS OF PERSON SIGNING Cobrin & Gittes, 750 Lexington Ave, NY, NY 10022

SIGNATURE Richard M. Lehrer DATE August 22, 2001

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